

**IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

CURLEY YOUNG,

Plaintiff,

vs.

**HONEYWELL TECHNOLOGY
SOLUTIONS, INC.,**

Defendant.

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CASE NO:

1:06-CV-00563-SRW

**EVIDENTIARY SUBMISSION IN SUPPORT OF DEFENDANT'S
MOTION FOR SUMMARY JUDGMENT AND BRIEF**

COMES NOW Defendant, Honeywell Technology Solutions, Inc., and submits the following evidence in support of its Motion for Summary Judgment and Brief, filed contemporaneously herewith:

Tab A DEPOSITION OF CURLEY YOUNG, JR.

Exhibits to Tab A - Deposition

Ex. 2 - Enterprise Hospital and Nursing Home Counseling Form
dated 5/12/92

Ex. 3 - Enterprise Hospital and Nursing Home Counseling Form
dated 11/20/92

Ex. 4 - Enterprise Hospital and Nursing Home Counseling Form
dated 1/11/93

Ex. 6 - Enterprise Hospital and Nursing Home Counseling Form
dated 8/14/93

Ex. 7 - Enterprise Hospital and Nursing Home Counseling Form
dated 10/12/93

- Ex. 8 - Enterprise Hospital and Nursing Home Counseling Form dated 10/27/93
- Ex. 9 - Enterprise Policy on Absences/Tardies - Write-up dated 1/13/94
- Ex. 10 - Enterprise Response to Alabama Department of Industrial Relations
- Ex. 12 - Transcription of tape recorded conversation between Curley Young and Thomas Lavar
- Ex. 15 - Letter of Offer of Employment dated 11/21/97
- Ex. 17 - Acknowledgment of Employee Handbook
- Ex. 18 - Honeywell - The Five Initiatives and 12 Behaviors - Checklist for Policies
- Ex. 19 - Honeywell Contract Vehicle and Test Security Policy
- Ex. 20 - Honeywell Vehicle and Equipment Maintenance Policy
- Ex. 21 - Honeywell Tardiness Policy
- Ex. 22 - Honeywell Disciplinary Procedure Policy
- Ex. 24 - Allied Signal, Inc. General Conditions of Employment
- Ex. 25 - Memorandum for Record, dated 1/15/99
- Ex. 27 - Certificate of Attendance at Honeywell Diversity Awareness, dated August 2000
- Ex. 28 - Young Performance Summary 1999
- Ex. 29 - E-mails among William Leyh, Ron Matthews, and Joe Webers
- Ex. 30 - Memorandum of Incident on 9/28/00
- Ex. 31 - Safety Incident - 10/31/00
- Ex. 32 - Report of Incident/Accident/Exposure - 6/24/02
- Ex. 33 - Statement of Thomas Lavar re: Incident of 6/24/02

Ex. 35 - Performance Summary 2002

Ex. 37 - Developmental Counseling Form dated 3/19/03

Ex. 39 - Statement of Thomas Lavar dated 2/28/05

Ex. 41 - Written Warning dated 3/3/05

Ex. 42 - Memorandum on Tardiness dated 4/6/05

Ex. 43 - Jerry Temple's April '05 Update Note

Ex. 44 - Jerry Temple's Third/Fourth Quarter Update Note

Ex. 45 - Memorandum for Record by Thomas Lavar dated 1/25/00 (sic)
(Note: Correct Date is 1/25/06)

Ex. 46 - Record of Counseling dated 1/26/06

Ex. 47 - Thomas Lavar Photographs of Plaintiff's Truck and
Preventative Maintenance Tags

Ex. 48 - Memorandum dated 4/3/06

Ex. 50 (Portion only)

- Performance Evaluation Summary Report by Joe Webers

Plaintiff's Exhibits:

No. 1 - Termination Letter

Tab B Declaration of Kenneth Erickson

Tab C Declaration of William Leyh

Tab D Declaration of James Garrett

Tab E Deposition of Kenneth A. Erickson

Tab F Deposition of Jerry Temple

Tab G Declaration of Thomas Lavar

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| Tab H | Declaration of Sean Sparks |
| Tab I | Declaration of Calvin Flowers |
| Tab J | Honeywell - The Five Initiatives and 12 Behaviors -
Checklist for Policies (2005) |
| Tab K | Electronic Tech Job Description |
| * Tab L | UNDER SEAL - Selected portions of Robert Hadley personnel file |
| * Tab M | UNDER SEAL - Selected portions of William Culpepper personnel file |
| * Tab N | UNDER SEAL - Selected portions of Christopher Hines personnel file |

*A *Motion for Leave to File Records Under Seal* has been filed with this Court. Following entry of an Order granting the same, the sealed records will be provided to the Clerk of Court, with a package also mailed to counsel of record.

s/Sandra B. Reiss
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CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of May, 2007, the foregoing Evidentiary Submissions in Support of Motion for Summary Judgment and Brief were filed via this Court's CM/ECF, with an electronic notice and copy served to Jeffrey W. Bennitt.

The documents identified as "UNDER SEAL" are the subject of a *Motion for Leave to File Records Under Seal* filed simultaneously with this e-filing, and will be provided to the Court and counsel of record following this Court's ruling on the same.

/s/Sandra B. Reiss

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